

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Nickolas J. Dibiaso, Acting Presiding Justice; Honorable Dennis A. Cornell, Associate Justice; Honorable Betty L. Dawson, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Robert Abilez, Senior Deputy Clerk.

F046576 In re Marriage of Brenda and Charles Nelson

Cause called and argued by Charles Nelson, appellant in propria persona and by Donald T. Butz, Esq., counsel for respondent.

Cause ordered submitted.

Court recessed until Thursday, July 21, 2005 at 11:00 A.M.

At this point Dibiaso, Acting P.J. directs Vartabedian, Acting P.J. to act as Presiding Justice in his absence and leaves the bench with Dawson, J.; they are replaced by Vartabedian, Acting P.J. and Gomes, J.

F047775 Nichole G. v. The Superior Court of Madera County; Madera County Dept. of Public Welfare

Cause called and argued by Nichole G., petitioner in propria persona and by William Smith, Esq., Deputy County Counsel, counsel for real party.

Cause ordered submitted.

Court recessed until Tuesday, July 26, 2005 at 1:30 P.M.

F047130 People v. Luera

The above-entitled case is submitted for decision.

IN THE
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IN AND FOR THE
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F047130 People v. Luera

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044918 People v. Wilson

The true findings on the Penal Code section 667.5(b) enhancement appended to count 2 is hereby stricken. In all other respects the, judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and forward it to the appropriate agencies. Cornell, J.

We concur: Ardaiz, P.J.; Harris, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F046229 People v. Ruiz

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F046229 People v. Ruiz

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045721 People v. Branch

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE
Court of Appeal of the State of California

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F045721 People v. Branch

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047647 County of Stanislaus v. Esmaeile

The judgment is affirmed. As Esmaeili made no appearance, there is no award of costs. Cornell, J.

We concur: Dibiaso, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045609 People v. Henderson

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F045609 People v. Henderson

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F047647 People v. Hill

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F046387 In re Eric D., Jr. a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

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- F046387 In re Eric D., Jr., a Minor**
The judgment is affirmed with modifications.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F047775 Nichole G. v. The Superior Court of Madera County; Madera County Dept. of Public Welfare**
The petition for extraordinary writ is denied. The opinion is final forthwith as to this court.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F047651 Lindsay District Hospitals et al. v. Workers' Compensation Appeals Board and Bobbie Fuller**
Let a writ of review issue forthwith. The WCAB's "Opinion and Decision After Reconsideration," filed February 11, 2005, is annulled and the matter is remanded to the WCAB to determine if Fuller is permanently disabled and whether any such award should be apportioned under SB 899.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F047422 People v. Tingey**
Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.